

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



Terry C. Anderson
Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE RULE 00-181

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

4. Adequacy of References to Related Statutes, Rules and Forms

a. The statutory authority and statutes interpreted section of the rule refers to s. 102.32 (2) (a), Stats. That provision does not exist. It appears that the correct reference may be to s. 102.31 (2) (a), Stats., although that provision does not appear to address the issue of a change in an insurer’s name.

b. Section DWD 80.67 requires insurers to comply with the name change requirements of the State of Wisconsin. If the name change requirements of Wisconsin that are referred to are those in s. DWD 80.67, then the rule can simply provide that the insurer, for Wisconsin purposes, must comply with “this section.” However, if other name change requirements in Wisconsin exist, the rule should contain a cross-reference to those or, at a minimum, the rule should contain a note identifying where those other requirements can be located.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. Section DWD 80.67 provides that the notification to an insurer’s employers can be made “by any other means acceptable to the department.” Those other means should be identified in the rule.

b. For consistency and clarity, the last two words of s. DWD 80.67 should be replaced by the phrase “its employers insured under ch. 102, Stats.”